



04 NOV 2005

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HARNESS, DICKEY & PIERCE, P.L.C.
P.O. BOX 8910
RESTON VA 20195

In re Application of	:	
VISSER, Anthony	:	
Application No.: 10/508,800	:	
PCT No.: PCT/NL03/00252	:	
Int. Filing Date: 03 April 2003	:	DECISION
Priority Date: 03 April 2002	:	
Attorney's Docket No.: 5100-000004/US	:	
For: STACKABLE CARRIER FOR	:	
GROWING MATERIAL	:	

This decision responds to "Response to Notice to File Missing Requirements," filed with the United States Patent and Trademark Office on 27 May 2005.

BACKGROUND

On 03 April 2003, applicants filed international application PCT/NL03/00252 claiming a priority date of 03 April 2002. A copy of the international application was transmitted to the Office on 09 October 2003. The deadline for entry into the national stage in the United States was midnight 03 October 2004.

On 21 September 2004, applicants filed a transmittal letter for entry into that national phase and the basic national fee.

On 19 April 2005, the Office mailed a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating, *inter alia*, that an oath or declaration in compliance with 37 CFR 1.497(a)-(b) was required.

On 27 May 2005, applicants submitted a response to the Notification of Missing Requirements and a declaration.

DISCUSSION

Under 37 CFR 1.41(a)(4), the inventorship of the international application entering the national stage under 35 U.S.C. 371 is that inventorship set forth in the international application, which includes any change effected under PCT Rule 92*bis*. The Office does not have a record of such a change.

A requirement to enter national phase is an oath or declaration in compliance with 37 CFR 1.497(a)-(b). That oath or declaration, as discussed above, must be executed by the inventors in the international application. The 27 May 2005 declaration is executed by "Cornelis Frans Taco Visser," not "Anthony Visser" as listed on the international application.

CONCLUSION

An oath or declaration in compliance with 37 CFR 1.497(a)-(b) must be submitted within **TWO (2) MONTHS** from the mail date of this decision. Extensions of time under §1.136(a) are permitted. **Failure to file a timely and proper reply will result in ABANDONMENT of the application as to the United States of America.**

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

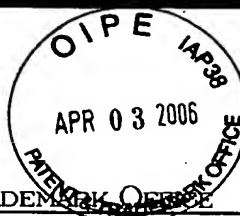


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U.S. APPLICATION NUMBER NO. 10/508,800	FIRST NAMED APPLICANT Anthony Visser	ATTY. DOCKET NO. 5100-000004/US
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INTERNATIONAL APPLICATION NO.

PCT/NL03/00252

I.A. FILING DATE 04/03/2003	PRIORITY DATE 04/03/2002
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30593
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*Miss Rev
 6/19/05*

CONFIRMATION NO. 3940
 371 FORMALITIES LETTER



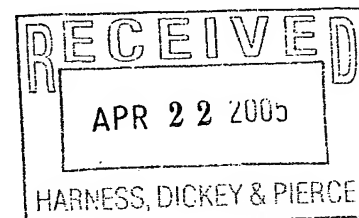
OC000000015759605

Date Mailed: 04/19/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/21/2004
- Copy of the International Search Report filed on 09/21/2004
- Copy of IPE Report filed on 09/21/2004
- Copy of Annexes to the IPER filed on 09/21/2004
- Preliminary Amendments filed on 09/21/2004
- Information Disclosure Statements filed on 09/21/2004
- Request for Immediate Examination filed on 09/21/2004
- U.S. Basic National Fees filed on 09/21/2004
- Priority Documents filed on 09/21/2004



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

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*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/508,800	PCT/NL03/00252	5100-000004/US

FORM PCT/DO/EO/905 (371 Formalities Notice)

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